IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 162 OF 2005
IN
LETTERS PATENT APPEAL (ST.) NO. 16228 OF 2005
IN
WRIT PETITION NO. 9754 OF 2003

Rudrappa Vitthal Koli ..... . Applicant.
V/s
The Secy., Mahatma Phule Education Soc. Thane & Ors... Respondents

None for the applicant.

None for the respondents.

CORAM: V.G. PALSHIKAR
AND
D.B. BHOSALE, JJ.
21.10.2005.

PC:

None appears for the applicant. The reasons given for seeking condonation of delay of 62 days are inadeqaute. Application for condonation of delay is liable to be rejected. Even otherwise on merits also the appeal is not tenable, the impugned order having been passed under Article 227 of the Constitution of India. Mere mention of Article 226 cannot create a right in the litigant to choose the Forum or create a right to an appeal. Hence appeal also stands dismissed.

21.10.05